

DO NOT ENTER: /RS/ (01/29/2009)

**RESPONSE UNDER 37 C.F.R. § 1.116  
EXPEDITED PROCEDURE REQUESTED  
EXAMINING GROUP 3733**

PATENT  
Customer No. 22,852  
Attorney Docket No. 09955.0025-00000

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

|  |   |                               |
|--|---|-------------------------------|
| In re Application of:                        | ) |                               |
|  | ) |                               |
| <b>Fredéric SGIER et al.</b>                 | ) | Group Art Unit: 3733          |
|  | ) |                               |
| Application No.: 10/766,911                  | ) | Examiner: Shaffer, Richard R. |
|  | ) |                               |
| Filed: January 30, 2004                      | ) | Confirmation No.: 4613        |
|  | ) |                               |
| For: <b>VERTEBRAL ARTHRODESIS<br/>DEVICE</b> | ) |                               |

**Mail Stop Amendment**  
Commissioner for Patents  
Washington, DC 20231

Sir:

**RESPONSE TO OFFICE ACTION**

In response to the Final Office Action dated September 3, 2008, the period for response to which has been extended through January 5, 2009 (January 3 being a Saturday) by the petition for extension of time (one month) and fee filed concurrently herewith, and pursuant to 37 C.F.R. § 1.116, Applicant proposes to amend the above-identified application as follows:

**Amendments to the Claims** are included in this paper.

**Remarks** follow the amendment section of this paper.